

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**MAREIK INC. d/b/a NICOLE
MILLER PHILADELPHIA**

Plaintiff

v.

**STATE FARM FIRE AND
CASUALTY COMPANY**

Defendant

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CIVIL ACTION

NO. 20-2744

ORDER

AND NOW, this 5th day of May 2021, upon consideration of the *motion to dismiss Plaintiff's first amended complaint* filed pursuant to Federal Rule of Civil Procedure ("Rule") 12(b)(6) by Defendant State Farm Fire and Casualty Company ("State Farm"), [ECF 19], the response in opposition filed by Plaintiff Mareik, Inc., [ECF 21], and the allegations contained in Plaintiff's amended complaint, [ECF 16], it is hereby **ORDERED** that, for the reasons set forth in the accompanying Memorandum Opinion, the motion to dismiss is **GRANTED**, and the claims for declaratory judgment asserted against State Farm are dismissed.

BY THE COURT:

/s/ Nitza I. Quiñones Alejandro

NITZA I. QUIÑONES ALEJANDRO

Judge, United States District Court